HIGH COURT OF UTARANCHAL AT NAINITAL

Civil Contempt Petition No. 247 of 2002

Hari Shankar Shukla S/o Late Ram Sundra Shukla,
Junior, Engineer (Mechanical) Provincial Division, Public
Works Department Rudrapur, District- U.S. Nagar.
.....Petitioner

Vs

1. Sri S.S. Sandhu Secretary P.W.D. Uttaranchal,
   Dehradun.
2. Sri R.C. Mittal Chief Engineer Level-I, P.W.D. Dehradun.
3. Sri S.R. Agarwal Secretary P.W.D. Section(4) U.P. Lucknow.
.....Respondent

Sri A.K. Sharma learned counsel for the petitioner.
Sri N.B. Tiwari learned Additional Advocate General
For the state assisted by Sri Bhagwan Dass learned brief
Holder for the State.

Dated: 26-6-2006

Hon'ble B.S. Verma, J.

Heard Sri A.K. Sharma learned counsel for the petitioner and Sri N.B. Tiwari learned Additional Advocate General assisted by Sri Bhagwan Dass learned brief holder for the State.

Learned counsel for the petitioner has stated that the writ petition has finally been decided on 24-5-2006 and the present contempt petition has been filed against the interim order passed by this Court. The interim order has been merged in the final order.

According to the learned counsel for the petitioner, the writ petition has been allowed and the respondents are directed to consider the promotion and to hold the Departmental Promotion Committee.

In view of the above facts, the contempt petition which was filed against the interim order has now becomes infructuous.

However, the petitioner would be at liberty, if the final order of the Court has not been complied with by the respondent, the petitioner may file fresh contempt petition.

Learned Standing counsel informed that the order has been complied with and therefore, notices issued against the respondent be discharged.

Considering this fact the contempt petition is dismissed and the notices issued against the respondents are hereby discharged accordingly.

(B.S. Verma, J.)

Dated: -26-6-2006

M.K.